

as having been raised, solicited, or directed by the lobbyist; or

“(II) where the lobbyist has actual knowledge that the Federal candidate or other recipient is aware that the contributions, donations, or other funds were solicited, arranged, or directed by the lobbyist.

“(B) CLARIFICATIONS.—For the purposes of this paragraph—

“(i) the term ‘lobbyist’ shall include a lobbyist, registrant, or political committee established or administered by the registrant; and

“(ii) the term ‘Federal candidate or other recipient’ shall include a Federal candidate, Federal officeholder, leadership PAC, or political party committee.

“(3) DEFINITIONS.—In this subsection, the following definitions shall apply:

“(A) GIFT.—The term ‘gift’—

“(i) means a gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item having monetary value; and

“(ii) includes, whether provided in kind, by purchase of a ticket, payment in advance, or reimbursement after the expense has been incurred—

“(I) gifts of services;

“(II) training;

“(III) transportation; and

“(IV) lodging and meals.

“(B) LEADERSHIP PAC.—The term ‘leadership PAC’ means with respect to an individual holding Federal office, an unauthorized political committee which is associated with an individual holding Federal office, except that such term shall not apply in the case of a political committee of a political party.”.

**SA 42.** Mrs. FEINSTEIN (for herself and Mr. ROCKEFELLER) proposed an amendment to amendment SA 3 proposed by Mr. REID (for himself, Mr. MCCONNELL, Mrs. FEINSTEIN, Mr. BENNETT, Mr. LIEBERMAN, Ms. COLLINS, Mr. OBAMA, Mr. SALAZAR, and Mr. DURBIN) to the bill S. 1, to provide greater transparency in the legislative process; follows:

On page 7, after line 6, insert the following:

“4. It shall not be in order to consider any bill, resolution, or conference report that contains an earmark included in any classified portion of a report accompanying the measure unless the bill, resolution, or conference report includes, in unclassified language, to the greatest extent possible, a general program description, funding level, and the name of the sponsor of that earmark.”.

## NOTICES OF HEARINGS/MEETINGS

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the full committee of the Committee on Energy and Natural Resources.

The hearing will take place on January 18, 2007, at 9:30 in SD-106 of the Dirksen Senate Office Building.

The purpose of this oversight hearing is to receive testimony on issues relating to oil and gas royalty management at the Department of the Interior.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony

for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, Washington, DC, 20510-6150.

For further information, please contact Patty Beneke at 202-224-5451 or David Marks at (202) 224-8046.

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON THE BUDGET

Mr. KENNEDY. Mr. President, I ask unanimous consent that the Committee on the Budget be authorized to meet during the session of the Senate on Thursday, January 11, 2007, at 10:30 a.m. to hold hearings to examine the long term budget outlook in SD-608.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FINANCE

Mr. KENNEDY. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Thursday, January 11, 2007, at 10 a.m., in 215 Dirksen Senate Office Building, to hear testimony on “Prescription Drug Pricing and Negotiation: An Overview and Economic Perspectives for the Medicare Prescription Drug Benefit.”

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FOREIGN RELATIONS

Mr. KENNEDY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, January 11, 2007, at 10 a.m. to hold a hearing on Iraq.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FOREIGN RELATIONS

Mr. KENNEDY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, January 11, 2007, at 2 p.m. to hold a hearing on Iraq.

The PRESIDING OFFICER. Without objection, it is so ordered.

### SELECT COMMITTEE ON INTELLIGENCE

Mr. KENNEDY. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on January 11, 2007 at 2:30 p.m. to hold an open hearing.

The PRESIDING OFFICER. Without objection, it is so ordered.

## PRIVILEGES OF THE FLOOR

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that Terry Blankenship, a legislative fellow in my office, be granted privileges of the floor during consideration of S. 1, the ethics reform bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. REID. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. BROWN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. CASEY). Without objection, it is so ordered.

## CONGRATULATING THE UNIVERSITY OF FLORIDA 2006 NCAA FOOTBALL CHAMPIONS

Mr. BROWN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 25, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A bill (S. Res. 25) congratulating the University of Florida football team for winning the 2006 National Collegiate Athletic Association Division I Football championship.

There being no objection, the Senate proceeded to consider the resolution.

Mr. BROWN. Mr. President, I ask unanimous consent the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD at the appropriate place.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 25) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

### S. RES. 25

Whereas, on January 8, 2007, before a crowd of nearly 75,000 fans in Glendale, Arizona, the University of Florida football team (referred to in this preamble as the “Florida Gators”) defeated the football team of The Ohio State University (referred to in this preamble as the “Buckeyes”) by a score of 41-14, to win the 2006 National Collegiate Athletic Association Division I Football Championship;

Whereas that victory marked only the second national football championship victory for the University of Florida in the storied 100-year history of the Florida Gators;

Whereas the Florida Gators captured the Southeastern Conference Championship and compiled an impressive record of 13 wins and 1 loss;

Whereas although many fans viewed the Florida Gators as underdogs, the team—inspired by the leadership of Head Coach Urban Meyer—finished the game with a 41-7 scoring run, and prevented the opponent from scoring a single point during the second half of the game;

Whereas the 4-year starting quarterback of the Florida Gators, Chris Leak, during the final college game of his career, was chosen as the Offensive Most Valuable Player;

Whereas a defensive end of the Florida Gators, Derrick Harvey, was chosen as the Defensive Most Valuable Player;

Whereas the University of Florida is the first university to at the same time hold both the National Collegiate Athletic Association Division I Football Championship and the National Collegiate Athletic Association Division I Basketball Championship;

Whereas each player, coach, trainer, and manager dedicated his or her time and effort

to ensuring that the Florida Gators reached the pinnacle; and

Whereas the families of the players, students, alumni, and faculty of the University of Florida, and all of the supporters of the University of Florida, are to be congratulated for their commitment to, and pride in, the football program at the University of Florida: Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the University of Florida football team for winning the 2006 National Collegiate Athletic Association Division I Football Championship;

(2) recognizes the achievements of all of the players, coaches, and support staff who were instrumental in helping the University of Florida football team win the 2006 National Collegiate Athletic Association Division I Football Championship, and

(3) respectfully requests the Secretary of the Senate to transmit an enrolled copy of this resolution to—

(A) the University of Florida for appropriate display;

(B) the President of the University of Florida, Dr. J. Bernard Machen;

(C) the Athletic Director of the University of Florida, Jeremy Foley; and

(D) the head coach of the University of Florida football team, Urban Meyer.

#### COMMENDING THE APPALACHIAN STATE UNIVERSITY FOOTBALL 2006 NCAA CHAMPIONS

Mr. BROWN. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 26, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 26) commending the Appalachian State University football team for winning the 2006 National Collegiate Athletic Association Division I-AA Football Championship.

There being no objection, the Senate proceeded to consider the resolution.

Mr. BROWN. Mr. President, I ask unanimous consent the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 26) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 26

Whereas, on December 15, 2006, the Appalachian State University football team (referred to in this preamble as the "Mountaineers") defeated the University of Massachusetts football team by a score of 28-17, to win the 2006 National Collegiate Athletic Association (NCAA) Division I-AA Football Championship;

Whereas the Mountaineers were successful due to the leadership of Coach Jerry Moore, and in great part to the spectacular play of Most Valuable Player Kevin Richardson, who scored all 4 touchdowns, and to Corey Lynch, whose fourth quarter interception helped seal the victory;

Whereas the championship victory was the pinnacle of a remarkable season for the Mountaineers, who ended the season with a 14-1 record;

Whereas the Mountaineers' offense was led by Southern Conference Freshman of the Year Aramanti Edwards, who rushed for over 1,000 yards and passed for over 2,000 yards, and accounted for 30 touchdowns in his first season;

Whereas the success of the Mountaineers' offense is attributed to Kevin Richardson, who rushed for over 1,000 yards, William Mayfield, who had over 1,000 yards receiving, and the impenetrable offensive line, who made it possible for those amazing statistics to occur;

Whereas the Mountaineers' intimidating defense was led by Marques Murrell, Jeremy Wiggins, Monte Smith, and Corey Lynch;

Whereas the Mountaineers were undefeated in conference games and are the champions of the Southern Conference for the second year in a row;

Whereas Appalachian State University affirmed its position as a dominant football program by securing its second consecutive national championship;

Whereas, in 2005, Appalachian State University became the first team from North Carolina to win an NCAA football championship with a 21-16 victory over Northern Iowa;

Whereas the members of the 2006 Appalachian State University football team are excellent representatives of a fine university that is a leader in higher education, producing many fine student-athletes and other leaders;

Whereas the Mountaineers showed tremendous dedication to each other, appreciation to their fans, sportsmanship to their opponents, and respect for the game of football throughout the 2006 season; and

Whereas residents of the Old North State and Appalachian State University fans everywhere are to be commended for their long-standing support, perseverance, and pride in the team: Now, therefore, be it

*Resolved*, That the Senate—

(1) commends the champion Appalachian State University football team for their historic win in the 2006 National Collegiate Athletic Association Division I-AA Football Championship;

(2) recognizes the achievements of the players, coaches, students, alumni, and support staff who were instrumental in helping Appalachian State University win the championship; and

(3) directs the Secretary of the Senate to transmit copies of this resolution to Appalachian State University Chancellor Kenneth Peacock and head coach Jerry Moore for appropriate display.

#### MEASURE READ THE FIRST TIME—H.R. 3

Mr. BROWN. Mr. President, I understand that H.R. 3 has been received from the House and is at the desk.

I ask for its first reading.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 3) to amend the Public Health Service Act to provide for human embryonic stem cell research.

Mr. BROWN. Mr. President, I ask for its second reading and object to my own request.

The PRESIDING OFFICER. Objection is heard. The bill will be read the second time on the next legislative day.

#### ORDER OF PROCEDURE

Mr. BROWN. Mr. President, I ask unanimous consent that on Friday,

January 12, after the reporting of S. 1, the Senate proceed to the consideration en bloc of amendments Nos. 1 and 10; and that the time until 9:50 a.m. run concurrently on both amendments, with the time equally divided and controlled between the two leaders or their designees; that at 9:50 a.m., without further intervening action or debate, the Senate proceed to a vote on or in relation to amendment No. 1, to be followed by a vote on or in relation to amendment No. 10; that no amendments be in order to either amendment, and that there be 2 minutes of debate equally divided between the votes.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. BROWN. Mr. President, I now ask unanimous consent that when the Kerry amendment No. 1 is reported tomorrow, it then be modified with the changes at the desk.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ORDERS FOR FRIDAY, JANUARY 12, 2007

Mr. BROWN. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand adjourned until 9:30 a.m., Friday, January 12; that on Friday, following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and that the Senate then resume consideration of S. 1.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. BROWN. Tomorrow, Mr. President, we will have two rollcall votes beginning at 9:50 a.m. The first vote will be on a Kerry amendment relating to congressional pensions, and the second will be on a Vitter amendment regarding an increase in penalties.

#### ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. BROWN. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand adjourned under the previous order.

There being no objection, the Senate, at 8:03 p.m., adjourned until Friday, January 12, 2007, at 9:30 a.m.

#### NOMINATIONS

Executive nominations received by the Senate January 11, 2007:

##### DEPARTMENT OF TRANSPORTATION

DAVID JAMES GRIBBIN IV, OF VIRGINIA, TO BE GENERAL COUNSEL OF THE DEPARTMENT OF TRANSPORTATION, VICE JEFFREY A. ROSEN.

##### DEPARTMENT OF JUSTICE

JOHN ROBERTS HACKMAN, OF VIRGINIA, TO BE UNITED STATES MARSHAL FOR THE EASTERN DISTRICT OF VIRGINIA FOR THE TERM OF FOUR YEARS, VICE JOHN FRANCIS CLARK.